

Reply and Amendment
U.S. Serial No.: 10/594,962
§371 Date: 29 September 2006
Title: Method for Constructing Recombinant Herpes Simplex Virus

Atty. Dkt. No. 042715-5023-US

REMARKS

This second supplemental amendment is being submitted after the response to office action filed 25 November 2008 and after the first supplemental response filed 12 December 2008. This second supplemental amendment amends claim 1 such that the terminology regarding polynucleotide length is consistent throughout the claims. The claim amendments do not introduce new matter. The enclosed claim set shows changes relative to the claim set filed on 12 December 2008. No other claim amendments are being made.

Applicants reiterate and incorporate by reference all arguments presented in the response filed 25 November 2008.

Should the Examiner believe that further discussion of any remaining issues would advance the prosecution, he or she is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

Date 15 December 2008 _____ By /Todd B. Buck/ _____

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